

Rex Shannon

From: Rex Shannon
Sent: Tuesday, November 14, 2023 3:42 PM
To: Cline, Brenden; Ned Nelson; crhode; Leapheart, David; Holder, Eric Jr; Guzy, Gary; Schottenfeld, Joseph Rostain; Lynch, Mark; Crowley, Megan
Cc: Cliff Johnson; pwu@mscenterforjustice.org; rbm_mcdufflaw.com; Mark Nelson; Gerald Kucia; Chad Williams; Wilson Minor; Patricia Nelson; Angela.Williams3@usdoj.gov; j.rich@usdoj.gov; john.russ@usdoj.gov; karlotta.banks@usdoj.gov; laquinta.hall@usdoj.gov; victor.williamson@usdoj.gov; kaitlin.toyama@usdoj.gov; Mitzi.paige@usdoj.gov
Subject: RE: Extension request - Plaintiffs' second P.I. motion; NAACP v. Reeves

Mr. Cline,

It should be apparent by now that the parties do not control the scheduling of hearings in this case. The Court will set the hearing at a date and time of its choosing. While it continues to be the State Defendants' position that your motion should be heard upon the conclusion of briefing and on or before December 22, 2023, you are asking the State Defendants to consent to a condition over which they have no control.

Please let me know if we may represent that the requested 10-day extension is unopposed. We would appreciate the courtesy of an unconditional response.

Regards,
Rex

Rex M. Shannon III
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Deputy Director, Civil Litigation Division
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From: Cline, Brenden <BCline@cov.com>

Sent: Tuesday, November 14, 2023 2:00 PM

To: Ned Nelson <ned@nelsonfirm.law>; Rex Shannon <Rex.Shannon@ago.ms.gov>; crhode <crhode@bellsouth.net>; Leapheart, David <DLeapheart@cov.com>; Holder, Eric Jr <HolderEH@cov.com>; Guzy, Gary <GGuzy@cov.com>; Schottenfeld, Joseph Rostain <jschottenfeld@naacpnet.org>; Lynch, Mark <mlynch@cov.com>; Crowley, Megan <MCrowley@cov.com>

Cc: Cliff Johnson <cliff.johnson@macarthurjustice.org>; pwu@mscenterforjustice.org; rbm_mcdufflaw.com <rbm@mcdufflaw.com>; Mark Nelson <mark@nelsonfirm.law>; Gerald Kucia <Gerald.Kucia@ago.ms.gov>; Chad Williams <Chad.Williams@ago.ms.gov>; Wilson Minor <Wilson.Minor@ago.ms.gov>; Patricia Nelson <patricia@nelsonfirm.law>; Angela.Williams3@usdoj.gov; j.rich@usdoj.gov; john.russ@usdoj.gov; karlotta.banks@usdoj.gov; laquinta.hall@usdoj.gov; victor.williamson@usdoj.gov; kaitlin.toyama@usdoj.gov; Mitzi.paige@usdoj.gov

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Rex and Ned,

Plaintiffs would not oppose Defendants' request for a 10-day extension of time to respond to Plaintiffs' second preliminary injunction motion, on the assumption that the parties will still be able to find a mutually agreeable date for a hearing in December after the close of briefing (i.e., after Plaintiffs' replies would be due on Thursday, December 14). If that will be a problem, please let me know.

I have also copied counsel for Proposed Plaintiff-Intervenor the United States on this message.

Best regards,

Brenden

From: Ned Nelson <ned@nelsonfirm.law>

Sent: Tuesday, November 14, 2023 10:58 AM

To: Rex Shannon <Rex.Shannon@ago.ms.gov>; crhode <crhode@bellsouth.net>; Cline, Brenden <BCline@cov.com>; Leapheart, David <DLeapheart@cov.com>; Holder, Eric Jr <HolderEH@cov.com>; Guzy, Gary <GGuzy@cov.com>; Schottenfeld, Joseph Rostain <jschottenfeld@naacpnet.org>; Lynch, Mark <mlynch@cov.com>; Crowley, Megan <MCrowley@cov.com>

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[EXTERNAL]

Rex,

To the extent that you need a response from us, we do not oppose the requested extension and intend to file a joinder to the same.

Ned Nelson

NELSON Law PLLC | 601.602.6031

7 Woodstone Plaza Ste. 7 Hattiesburg, MS 39402

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From: Rex Shannon <Rex.Shannon@ago.ms.gov>

Sent: Tuesday, November 14, 2023 9:00 AM

To: crhode <crhode@bellsouth.net>; Cline, Brenden <BCline@cov.com>; Leapheart, David <DLeapheart@cov.com>; holdereh@cov.com; Guzy, Gary <GGuzy@cov.com>; Schottenfeld, Joseph Rostain <jschottenfeld@naacpnet.org>; Lynch, Mark <mlynch@cov.com>; Crowley, Megan <MCrowley@cov.com>

Cc: Cliff Johnson <cliff.johnson@macarthurjustice.org>; pwu@mscenterforjustice.org; rbm_mcdufflaw.com <rbm_mcdufflaw.com>; Mark Nelson <mark@nelsonfirm.law>; Ned Nelson <ned@nelsonfirm.law>; Gerald Kucia <Gerald.Kucia@ago.ms.gov>; Chad Williams <Chad.Williams@ago.ms.gov>; Wilson Minor <Wilson.Minor@ago.ms.gov>

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Importance: High

Dear Counsel,

Good morning. We received Plaintiffs' second motion for preliminary injunction filed shortly before midnight last night. The State Defendants' response is presently due November 27, which is the Monday after Thanksgiving. We anticipate filing a motion seeking a 10-day extension, which would make the State Defendants' response due Thursday, December 7.

Please let us know by the close of business today if we may represent in the motion that the relief requested (i.e., a 10-day extension of the State Defendants' response deadline) is unopposed by Plaintiffs.

Thanks,

Rex

Rex M. Shannon III

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